

106TH CONGRESS
1ST SESSION

H. R. 261

To amend the Food, Drug, and Cosmetic Act and the egg, meat, and poultry inspection laws to ensure that consumers receive notification regarding food products produced from crops, livestock, or poultry raised on land on which sewage sludge was applied.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 6, 1999

Mr. SERRANO introduced the following bill; which was referred to the Committee on Commerce, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend the Food, Drug, and Cosmetic Act and the egg, meat, and poultry inspection laws to ensure that consumers receive notification regarding food products produced from crops, livestock, or poultry raised on land on which sewage sludge was applied.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. NOTIFICATION TO CONSUMERS OF FOOD**
2 **PRODUCTS PRODUCED ON LAND ON WHICH**
3 **SEWAGE SLUDGE HAS BEEN APPLIED.**

4 (a) ADULTERATED FOOD UNDER FEDERAL FOOD,
5 DRUG, AND COSMETIC ACT.—Section 402 of the Federal
6 Food, Drug, and Cosmetic Act (21 U.S.C. 342) is amend-
7 ed by adding at the end the following new paragraph:

8 “(h)(1) If it is a food (intended for human consump-
9 tion and offered for sale) that was produced, or contains
10 any ingredient that was produced, on land on which sew-
11 age sludge was applied, unless—

12 “(A) the application of sewage sludge to the
13 land terminated more than one year before the date
14 on which the production of the food or ingredient on
15 the land commenced;

16 “(B) the food bears a label that clearly indi-
17 cates that the food, or an ingredient of the food, was
18 produced on land on which sewage sludge was ap-
19 plied; or

20 “(C) in the case of a raw agricultural commod-
21 ity or other food generally offered for sale without
22 labeling, a sign is posted within close proximity of
23 the food to notify consumers that the food, or an in-
24 gredient of the food, was produced on land on which
25 sewage sludge was applied.”.

1 (b) ADULTERATED FOOD UNDER EGG PRODUCTS
2 INSPECTION ACT.—Section 4(a) of the Egg Products In-
3 spection Act (21 U.S.C. 1033(a)) is amended—

4 (1) by striking “or” at the end of paragraph
5 (7);

6 (2) by striking the period at the end of para-
7 graph (8) and inserting “; or”; and

8 (3) by adding at the end the following new
9 paragraph:

10 “(9) if it is derived from poultry that were
11 raised, or that consumed animal feed produced, on
12 land on which sewage sludge was applied, unless—

13 “(A) the application of sewage sludge to
14 the land terminated more than one year before
15 the date on which the poultry began to be
16 raised on the land or the date on which the pro-
17 duction of the animal feed on the land com-
18 menced; or

19 “(B) the container bears a label that clear-
20 ly indicates that the egg or egg product was de-
21 rived from poultry that—

22 “(i) were raised on land on which sew-
23 age sludge was applied; or

1 “(ii) consumed animal feed produced
2 on land on which sewage sludge was ap-
3 plied.”.

4 (c) ADULTERATED FOOD UNDER FEDERAL MEAT
5 INSPECTION ACT.—Section 1(m) of the Federal Meat In-
6 spection Act (21 U.S.C. 601(m)) is amended—

7 (1) by striking “or” at the end of paragraph
8 (8);

9 (2) by striking the period at the end of para-
10 graph (9) and inserting “; or”; and

11 (3) by adding at the end the following new
12 paragraph:

13 “(10) if it is derived from livestock that grazed,
14 or consumed animal feed produced, on land on which
15 sewage sludge was applied, unless—

16 “(A) the application of sewage sludge to
17 the land terminated more than one year before
18 the date on which the livestock began grazing
19 on the land or the date on which the production
20 of the animal feed on the land commenced;

21 “(B) the carcass, part thereof, meat or
22 meat food product bears a label that clearly in-
23 dicates that the livestock—

24 “(i) grazed on land on which sewage
25 sludge was applied; or

1 “(ii) consumed animal feed produced
2 on land on which sewage sludge was ap-
3 plied; or

4 “(C) in the case of a carcass, part thereof,
5 meat or meat food product generally offered for
6 sale without labeling, a sign is posted within
7 close proximity of the item to notify consumers
8 that the livestock—

9 “(i) grazed on land on which sewage
10 sludge was applied; or

11 “(ii) consumed animal feed produced
12 on land on which sewage sludge was ap-
13 plied.”.

14 (d) ADULTERATED FOOD UNDER POULTRY PROD-
15 UCTS INSPECTION ACT.—Section 4(g) of the Egg Prod-
16 ucts Inspection Act (21 U.S.C. 453(g)) is amended—

17 (1) by striking “or” at the end of paragraph
18 (7);

19 (2) by striking the period at the end of para-
20 graph (8) and inserting “; or”; and

21 (3) by adding at the end the following new
22 paragraph:

23 “(9) if it is derived from poultry that were
24 raised, or that consumed animal feed produced, on
25 land on which sewage sludge was applied, unless—

1 “(A) the application of sewage sludge to
2 the land terminated more than one year before
3 the date on which the poultry began to be
4 raised on the land or the date on which the pro-
5 duction of the animal feed on the land com-
6 menced;

7 “(B) the poultry product bears a label that
8 clearly indicates that the poultry contained in
9 the product—

10 “(i) were raised on land on which sew-
11 age sludge was applied; or

12 “(ii) consumed animal feed produced
13 on land on which sewage sludge was ap-
14 plied; or

15 “(C) in the case of a poultry product gen-
16 erally offered for sale without labeling, a sign is
17 posted within close proximity of the item to no-
18 tify consumers that the poultry contained in the
19 product—

20 “(i) were raised on land on which sew-
21 age sludge was applied; or

22 “(ii) consumed animal feed produced
23 on land on which sewage sludge was ap-
24 plied.”.

1 (e) EFFECTIVE DATE.—The amendments made by
2 this section shall take effect one year after the date of
3 the enactment of this Act.

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